

2009 DRAFTING REQUEST

Bill

Received: **11/11/2008**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Sheila Harsdorf (608) 266-7745**

By/Representing: **Matt Wuebke**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **Sen.Harsdorf@legis.wisconsin.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Low speed electric bicycles

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 11/14/2008	jdye 11/20/2008		_____			S&L
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FE Sent For: **"1" @ intro. 3/26/09**

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FE Sent For:

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Gary, Aaron

From: Woebke, Matt
Sent: Tuesday, November 11, 2008 10:29 AM
To: Gary, Aaron
Subject: Electric bicycles - AB 319

Hi Aaron,

We would like to obtain a re-draft of last session's AB 319, relating to electric bicycles. If you could send us a draft of that bill for the upcoming session, I would appreciate it.

Thanks,
Matt

Matt Woebke
Office of Senator Sheila Harsdorf
Tel: 800-862-1092 or 608-266-7745
matt.woebke@legis.wisconsin.gov

9
2007 ASSEMBLY BILL 319

May 8, 2007 - Introduced by Representatives LOTHIAN, SHERMAN, HAHN, GRONEMUS, A. WILLIAMS, TOWNSEND and CULLEN, cosponsored by Senators A. LASEE and RISSER. Referred to Committee on Transportation.

LPS-
PWF
please
x

Gen

- 1 AN ACT *to renumber* 340.01 (29m); *to renumber and amend* 340.01 (30); and
- 2 *to create* 340.01 (29m) (bm) and 340.01 (30) (b) of the statutes; **relating to:** the
- 3 definitions of motor bicycle and moped. ✓

Analysis by the Legislative Reference Bureau

Under current law, a "moped" is defined to include a bicycle-type vehicle, which has fully operative pedals and an engine that is an integral part of the vehicle, that is capable of a speed of not more than 30 miles per hour with a 150-pound rider on a dry, level, hard surface with no wind. A "motor bicycle" is defined as a bicycle to which a power unit not an integral part of the vehicle has been added to permit the vehicle to travel at a speed of not more than 30 miles per hour under the same conditions. Certain legal consequences follow from the classification of a vehicle as a moped or a motor bicycle. For example, a motor bicycle is exempt from the requirement of vehicle registration with the Department of Transportation (DOT), while a moped must be registered with DOT in the same manner as a motorcycle. Also, with exceptions, mopeds are generally treated similarly to motorcycles for purposes of traffic regulation and vehicle equipment requirements, while motor bicycles are generally treated similarly to bicycles. However, a person must possess a valid operator's license to operate on a highway either a moped or a motor bicycle.

This bill expands the definition of motor bicycle to include a two-wheeled or three-wheeled vehicle that has fully operative pedals and an electric motor of less than 750 watts and that is capable, when powered solely by the motor, of a maximum speed of less than 20 miles per hour with a 170-pound rider on a dry, level, hard

*

ASSEMBLY BILL 319

surface with no wind. This definition is similar to the definition under current federal law of “low-speed electric bicycle.” The bill also specifies that such a vehicle is not a moped.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 340.01 (29m) of the statutes is renumbered 340.01 (29m) (am).

2 **SECTION 2.** 340.01 (29m) (bm) of the statutes is created to read:

3 340.01 **(29m)** (bm) “Moped” does not include a motor bicycle.

4 **SECTION 3.** 340.01 (30) of the statutes is renumbered 340.01 (30) (intro.) and
5 amended to read:

6 340.01 **(30)** (intro.) “Motor bicycle” means ~~a~~ any of the following:

7 (a) A bicycle to which a power unit not an integral part of the vehicle has been
8 added to permit the vehicle to travel at a speed of not more than 30 miles per hour
9 with a 150-pound rider on a dry, level, hard surface with no wind and having a seat
10 for the operator.

11 **SECTION 4.** 340.01 (30) (b) of the statutes is created to read:

12 340.01 **(30)** (b) A 2-wheeled or 3-wheeled vehicle that has fully operative
13 pedals for propulsion by human power and an electric motor of less than 750 watts
14 and that is capable, when powered solely by the motor, of a maximum speed of less
15 than 20 miles per hour with a 170-pound rider on a dry, level, hard surface with no
16 wind.

17 **SECTION 5. Initial applicability.**

1 (1) This act first applies to vehicles operated on the effective date of this
2 subsection.

(END)

Basford, Sarah

From: Woebke, Matt
Sent: Friday, December 05, 2008 10:23 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-0718/1 Topic: Low speed electric bicycles

Please Jacket LRB 09-0718/1 for the SENATE.